

1 MONTI JORDANA LEVY, ESQUIRE
2 Nevada Bar No. 8158
3 WRIGHT MARSH & LEVY
4 300 S. Fourth Street
5 Suite 701
Las Vegas, NV 89101
Phone: (702) 382-4004
Fax: (702) 382-4800
Mlevy@wmllawlv.com
Attorney for Defendant Ti Min Le

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)
Plaintiff,)
vs.)
TRI MINH LE,)
Defendant.)
CASE NO. 2:18-CR-00400-JAD-GWF

**STIPULATION TO CONTINUE SENTENCING HEARING
(First Request)**

IT IS HEREBY STIPULATED AND AGREED, between the United States of America, by and through its attorney, Nicholas Trutanich, United States Attorney, through Kevin Schiff, Assistant United States Attorney; and Defendant Tri Minh Le, by and through his counsel, Monti Jordana Levy, Esquire, Wright Marsh & Levy, that the sentencing hearing currently scheduled for July 22, 2019 at 10:30 a.m. be vacated and set to a date and time convenient to this Court, but no sooner than ninety (90) days from the current sentencing date.

This stipulation is entered into for the following reasons:

1. The Defendant is currently in detention at the Nevada Southern Detention Center. agrees with this request for a continuance.

111

1 2. Defense counsel needs additional time to prepare for Defendant Le's sentencing.
2 Defense counsel requires additional time to obtain additional documents and to prepare the
3 sentencing memorandum. Further, Defendant needs additional time to coordinate the attendance of
4 family and friends for sentencing.

5 3. The parties agree to the requested continuance.

6 4. Additionally, denial of this request for continuance could result in a miscarriage of
7 justice.

8 5. The additional time requested by this Stipulation is made in good faith and not for
9 purposes of delay.

10 This is the first request for a continuance of the sentencing hearing

11 Dated this 3rd day of June, 2019.

12 Respectfully submitted:

13 WRIGHT MARSH & LEVY

14

15 BY /s/ Monti Jordana Levy
16 MONTI JORDANA LEVY, ESQUIRE
Attorney for Defendant Tri Minh Le

NICHOLAS TRUTANICH
UNITED STATES ATTORNEY

17

18

19

20

21

22

23

24

25

26

27

28

BY /s/ Kevin Schiff
KEVIN SCHIFF
Assistant U.S. Attorney

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
Plaintiff,)
vs.)
TRI MINH LE,)
Defendant.)
CASE NO. 2:18-CR-00400-JAD-GWF

Based on the Stipulation of the parties, the sentencing hearing in this matter is hereby continued. The ends of justice served by granting said continuance outweigh the best interest of the public and the Defendant in a speedy sentencing, since the failure to grant said continuance would be likely to result in a miscarriage of justice, and would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for sentencing, taking into account the exercise of due diligence.

IS IT HEREBY ORDERED that the sentencing in the above-captioned matter currently scheduled for July 22, 2019 at 10:30 a.m., be vacated and continued to October 28, 2019, at the hour of 9:30 a.m.

DATED: 6/4/2019

JENNIFER A. DORSEY
United States District Judge